

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

EUGENE BECK §  
VS. § CIVIL ACTION NO. 1:10cv309  
ARTHUR R. GILLESPIE, ET AL. §

MEMORANDUM ORDER ADOPTING THE MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION

Eugene Beck, proceeding *pro se*, filed the above-styled civil rights lawsuit against Arthur R. Gillespie and Steven Rich. The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, for consideration pursuant to applicable orders of this court.

The Magistrate Judge has submitted a Report and Recommendation of United States Magistrate Judge concerning this matter. The Magistrate Judge recommends that the claim against defendant Rich be dismissed for failure to state a claim and as frivolous.

The court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record and pleadings. No objections to the Report and Recommendation were filed by the parties.

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct and the report of the Magistrate Judge is **ADOPTED**. The claim against defendant Steven Rich is **DISMISSED WITH PREJUDICE** for failure to state a claim and as frivolous.

So **ORDERED** and **SIGNED** this 30 day of December, 2011.



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Ron Clark, United States District Judge